UNITED STATES DISTRICT COURT DISTRICT OF NEW MEXICO

ANA ISABEL RODRIGUEZ-SALGADO And FELIPE MENDOZA-QUIROZ, individually and on behalf of their minor children ALYSON MENDOZA RODRIGUEZ and SHANTI MENDOZA RODRIGUEZ,

Plaintiffs,

v.

Case No. 1:16-CV-00288 KBM-WPL

SEAN WEST BAGGS and BNSF RAILWAY COMPANY,

Defendants.

ORDER APPROVING SETTLEMENT AND DISMISSAL WITH PREJUDICE

THIS MATTER having come before the Court on the parties' Motion to Approve Settlement and Dismiss with Prejudice [Doc. No. 67] and the Court having considered the motion and being otherwise advised of the relevant facts, the Court hereby enters its Order granting the motion as follows:

- 1. The settlement reached by Plaintiffs and Defendants, including on behalf of the above captioned minor children, is in the best interest of justice and hereby approved.
- 2. All claims that were or could have been made in the above captioned action shall be and hereby are dismissed *with prejudice*.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the above captioned matter shall be and hereby is dismissed with prejudice, each party to bear its own attorney's fees and costs.

HONORABLE JUDGE KÆREN B. MOLZEN

Approved by:

ATKINSON, BAKER & RODRIGUEZ, P.C.

/s/ Justin D. Rodriguez

Justin D. Rodriguez 201 Third Street NW, Suite 1850 Albuquerque, NM 87102 (505) 764-8111 jrodriguez@abrfirm.com Attorneys for Defendants Sean West Baggs and BNSF Railway Company

And

McBRIDE, SCICCHITANO & LEACOX, P.A.

/s/ approved electronically 11.10.16

Nicholas A. Norden 2455 Louisiana Blvd. NE, Suite 2200 Albuquerque, NM 87110 505-796-8092 nnorden@mslfirm.com Attorneys for Plaintiffs